

## APPEAL PANEL DECISION FORM

### I. CLAIMANT AND CLAIM INFORMATION

<b>Claimant Name</b>	Last/Name of Business ██████████	First ██████	Middle 
<b>Claimant ID</b>	██████████	<b>Claim ID</b>	██████████
<b>Claim Type</b>	Business Economic Loss		
<b>Law Firm</b>	████████████████████		

### II. DECISION

Select the Compensation Amount set forth in either BP's Final Proposal or the Claimant's Final Proposal as the final outcome on the claim and check the appropriate box to signify your decision.

<input type="checkbox"/> <b>BP's Final Proposal</b>	<b>Compensation Amount</b>	<b>\$11,151</b>
	<b>Risk Transfer Premium</b>	<b>1.25</b>
	<b>Prior Payment Offset</b>	<b>\$0</b>
<input checked="" type="checkbox"/> <b>Claimant's Final Proposal</b>	<b>Compensation Amount</b>	<b>\$26,518.27</b>
	<b>Risk Transfer Premium</b>	<b>1.25</b>
	<b>Prior Payment Offset</b>	<b>\$0</b>

### III. PRIMARY BASIS FOR PANELIST DECISION

Please select the primary basis for your decision. You may also write a comment describing the basis for your decision.

- Error in documentation review.**
- Error in calculation.**
- Error in RTP multiplier.**
- Error in Prior Spill-Related Payment Amount.**
- No error.**

**Comment** *(optional)*:

Claimant is a Zone B non-tourism related Realtor in ████████ La. BP appeals the award based solely on its complaint that the Administrator did not take steps to match revenues and expenses to the months within which the earning activities occurred. BP suggests the Administrator and Appeal Panel should assume any property listed by a realtor has remained on the market for at least four months and any revenue then received by the realtor be allocated across those four months leading up to the month in which the revenues were recorded.



Had this been used as the methodology in this case, the award would have been reduced by approximately \$15,000. However, BP and the parties did not negotiate such a methodology and this Panelist is not authorized to do so now. The Administrator's accountants flagged five indicia of a lack of matching and proceeded to process the claim pursuant to Policy 495. They reviewed the claim using the AVM methodology because no NAICS code applicable to realtors is listed in Attachment A of the Policy. BP cannot dictate the use of the Professional Services methodology. The award is affirmed.